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NOTE VERBALE DATED 28 JULY 1994 FROM THE PERMANENT MISSION OF DENMARK TO THE UNITED NATIONS ADDRESSED TO THE SECRETARY-GENERAL

The Permanent Mission of Denmark to the United Nations presents its compliments to the Secretary-General of the United Nations and, with reference to Security Council resolution 917 (1994) of 6 May 1994, has the honour to inform the Secretary-General about the measures taken by the Kingdom of Denmark to implement the above Security Council resolution.

The provisions contained in Security Council resolution 917 (1994) are being implemented in Denmark by a national Royal ordinance.

1. As a State member of the European Union, Denmark has implemented the measures which have been adopted by the Union. Consequently, trade and financial services as regards Haiti and any actions with the purpose of promoting such activities are prohibited and permission has been denied to any non-regularly scheduled aircraft to take off from, land in or overfly the Community if it is destined to land in or has taken off from Haiti, in accordance with the provisions of the Regulations (EEC) adopted by the Council on 30 May 1994. The Regulations are attached as an appendix to the Royal Danish ordinance.

2. The Royal ordinance imposes an embargo on the sale and supply of arms to Haiti, including on related material of all types and any assistance and spare parts related thereto.

The ordinance prevents the entry into Denmark of all officers of the Haitian military, their families and the major participants in the coup d'état of 1991. The freezing of the funds of the above-mentioned persons will take place by an appeal to the financial sector.

The ordinance commands that Haitian funds, including securities and liquid funds, shall be credited to blocked accounts in Danish financial institutions. The ordinance also establishes the penalties for violating the prohibitions set forth in the ordinance and in the Council Regulations.

Any person, including members of Boards of Directors of businesses, infringing the provisions of the ordinance or the Council Regulations are liable to a penalty in the form of a fine, mitigated imprisonment or, in case of aggravating circumstances, regular imprisonment not exceeding four years. Any proceeds liable to a penalty shall be confiscated.

3. The Danish authorities will monitor the embargo closely and maintain very strict export controls for as long as it remains in force.

In conclusion, all the provisions of Security Council resolution 917 (1994) are thus being fully implemented and in force in Denmark.